



UNITED STATES PATENT AND TRADEMARK OFFICE

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Paper No. 12

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Technology Center 2100

In re Application of: Gerlovin et al.)	
Application No. 09/316,549)	DECISION ON PETITION TO
Attorney Docket No. PAS-093)	WITHDRAWAL HOLDING OF
Filed: May 24, 1999)	ABANDONMENT UNDER 37 CFR §
For: INTEGRATION OF AN ANALYSIS)	1.181(a)
INTO THE FEATURES OF A MODEL OF)	
AN OBJECT)	

This is a decision on the petition filed June 3, 2003 under 37 CFR § 1.181(a), to withdraw the holding of abandonment of the above-identified application.

The petition is **GRANTED**.

This application was held abandoned for failure to file a timely response to the Office action of mail date November 29, 2002. A Notice of Abandonment was mailed on April 7, 2003.

In support of the petition, Petitioner provides (1) a copy of a postcard with a PTO stamp indicating receipt at the USPTO on February 3, 2003 of a response to the Office action mailed November 29, 2003 (Attachment P4) and (2) a copy of the February 3, 2003 response to the Office action mailed November 29, 2003 (Attachment P2).

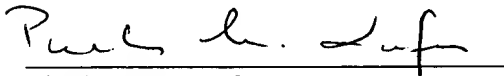
M.P.E.P. § 503 states:

A post card receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO.

Petitioner has established that a response was filed on February 3, 2003 with the authorization to charge the requisite fee for an extension of time necessary for the response to be considered timely to **Deposit Account 12-0080** (this authorization was included on the first page of Attachment P2) – in this case a one-month extension of time is required. Therefore, the case was not abandoned in fact.

The petition is **GRANTED**. The Notice of Abandonment is **WITHDRAWN**.

The application file is being forwarded to the Tech Center support staff for entry of the February 3, 2003 response. After processing the file will be forwarded to the Examiner for appropriate action.



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